

Message Text

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ACTION OES-07

INFO OCT-01 EUR-12 ISO-00 AID-05 CEA-01 CIAE-00
COME-00 EB-08 EA-12 FRB-01 INR-10 IO-14 NEA-10
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USOECD

OES FOR CRAWFORD, PASS OSTP, COMMERCE/OT, NBS

E.O. 11652 N/A

TAGS: TGEN, OECD

SUBJECT: CSTP: FIRST MEETING OF GROUP ON "TRANSBORDER
DATA BARRIERS AND PRIVACY PROTECTION" APRIL 3-4, 1978

1. MISSION HAS RECEIVED FOLLOWING LETTER FROM OECD
SECRETARIAT WITH REFERENCE TO ESTABLISHMENT OF NEW GROUP:
QUOTE: AT ITS 2ND MEETING IN DECEMBER 1977 THE WORKING
PARTY ON INFORMATION, COMPUTER AND COMMUNICATIONS POLICY
(ICCP) OF THE COMMITTEE FOR SCIENTIFIC AND TECHNOLOGICAL
POLICY (CSTP) PROPOSED THAT IN VIEW OF THE IMPORTANT
LEGAL AND POLITICAL ISSUES ARISING FROM THE INTRODUCTION
OF PRIVACY LEGISLATION AND THE RAPID GROWTH OF TRANSNA-
TIONAL COMPUTERISED DATA TRAFFIC, THE DATA BANK PANEL,
WHICH HAD INITIATED THE STUDY OF PROBLEMS IN THIS FIELD,
SHOULD BE REPLACED BY A NEW GROUP. THIS PROPOSAL WAS
BASED ON THE CONCLUSION REACHED BY THE DATA BANK PANEL
THAT THE FURTHER HANDLING AND SOLUTION OF THESE NEW
PROBLEMS WAS OUTSIDE ITS MANDATE.

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THE PROPOSAL OF THE WORKING PARTY ON ICCP (SPT (78)5 AND
DSTI/ICCP/77.47) WAS SUBMITTED TO THE CSTP AT ITS RECENT
SESSION ON THE 14TH-16TH FEBRUARY. THE COMMITTEE AGREED
THAT A NEW AD HOC GROUP ON TRANSBORDER DATA BARRIERS AND
PRIVACY PROTECTION SHOULD BE ESTABLISHED TO:

(I) DEVELOP GUIDELINES ON BASIC RULES GOVERNING THE TRANSBORDER FLOW AND THE PROTECTION OF PERSONAL DATA AND PRIVACY, IN ORDER TO FACILITATE A HARMONISATION OF NATIONAL LEGISLATION, WITHOUT THIS PRECLUDING AT A LATER DATE THE ESTABLISHMENT OF AN INTERNATIONAL CONVENTION;

(II) INVESTIGATE THE LEGAL AND ECONOMIC PROBLEMS RELATING TO THE TRANSBORDER FLOW OF NON-PERSONAL DATA, IN ORDER TO PROVIDE A BASIS FOR THE DEVELOPMENT OF GUIDELINES IN THIS AREA WHICH SHOULD TAKE INTO ACCOUNT THE PRINCIPLE OF FREE FLOW OF INFORMATION.

WORK IN THIS FIELD WILL BE CARRIED OUT IN CLOSE CO-OPERATION AND CONSULTATION WITH THE COUNCIL OF EUROPE AND THE EUROPEAN COMMUNITY.

I SHOULD THEREFORE BE MOST GRATEFUL IF YOU WOULD KINDLY REQUEST YOUR GOVERNMENT TO APPOINT A DELEGATE TO THE NEW EXPERT GROUP ON TRANSBORDER DATA BARRIERS AND PRIVACY PROTECTION, WHICH WILL HOLD ITS FIRST MEETING AT OECD ON THE 3RD AND 4TH APRIL, 1978. UNQUOTE

2. PLEASE INFORM MISSION SOONEST RE U.S. PARTICIPATION.
SALZMAN

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NNN

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